

455B.104 Departmental duties.

1. The department shall either approve or deny a permit to a person applying for a permit under [this chapter](#) within six months from the date that the department receives a completed application for the permit. An application which is not approved or denied within the six-month period shall be approved by default. The department shall issue a permit to the applicant within ten days following the date of default approval. However, [this subsection](#) shall not apply to applications for permits which are issued under [subchapter II](#) or [subchapter IV, parts 2 through 5](#).

2. The department may periodically forward recommendations to the commission designed to encourage the reduction of statewide greenhouse gas emissions.

3. By December 31 of each year, the department shall submit a report to the governor and the general assembly regarding the greenhouse gas emissions in the state during the previous calendar year and forecasting trends in such emissions. The first submission by the department shall be filed by December 31, 2011, for the calendar year beginning January 1, 2010.

[93 Acts, ch 176, §44; 94 Acts, ch 1119, §30; 98 Acts, ch 1209, §10, 53; 2002 Acts, ch 1137, §68, 71; 2002 Acts, 2nd Ex, ch 1003, §260, 262; 2009 Acts, ch 123, §31; 2010 Acts, ch 1031, §258; 2010 Acts, ch 1193, §54; 2011 Acts, ch 9, §2; 2011 Acts, ch 118, §86, 89; 2012 Acts, ch 1126, §25; 2021 Acts, ch 76, §150; 2025 Acts, ch 136, §54, 59](#)

2025 strike of former subsection 2 effective December 31, 2025; 2025 Acts, ch 136, §59
Subsection 2 stricken and former subsections 3 and 4 renumbered as 2 and 3